

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

AF/

MMB Docket No. 1001-0760

NCR Docket No. 9547

Application of: **Hoffman**

Serial No.: 09/818,923

Filed: March 27, 2001

Title: Signal Capture Terminal

Group Art Unit: 2173

Examiner: K. Vu

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop Appeal Brief - Patents, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on October 4, 2004

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Paul J. Maginot

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October 4, 2004

Date of Signature

LETTER

Sir:

Enclosed are an original and three (3) copies of an Appeal Brief in connection with the above-identified patent application. The Notice of Appeal was filed on August 3, 2004, and the Appeal Brief is due two months from this date (i.e. 10/03/04). However, since this due date fell on a Sunday, the Appeal Brief is being timely filed on Monday, October 4, 2004. Also enclosed herewith is a check for \$340.00 to cover the fee required under 37 CFR 1.17(c).

Additionally, please provide any extension of time which may be necessary and charge any fees which may be due to Account No. 13-0014, but not to include any payment of issue fees.

October 4, 2004 Maginot, Moore & Beck LLP Bank One Center/Tower 111 Monument Circle, Suite 3000 Indianapolis, Indiana 46204-5115 (317) 638-2922 Respectfully submitted,

Paul J. Maginot Attorney for Appellant Registration No. 34,984